

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RICHARD FREEMAN,

Plaintiff,

v.

CHAMBERLAIN, *et al.*,

Defendants.

Case No. 2:25-cv-00598-JAD-DJA

ORDER

On March 31, 2025, pro se plaintiff Richard Freeman, an inmate in the custody of the Nevada Department of Corrections, submitted a complaint under 42 U.S.C. § 1983 and applied to proceed *in forma pauperis*. (ECF Nos. 1-1, 1). Plaintiff's application to proceed *in forma pauperis* is incomplete because **Plaintiff did not include a financial certificate or an inmate trust fund account statement for the previous six-month period with the application**. The Court will deny Plaintiff's application without prejudice and give Plaintiff the opportunity to correct these deficiencies **by June 9, 2025**.

I. DISCUSSION

The United States District Court for the District of Nevada must collect filing fees from parties initiating civil actions. 28 U.S.C. § 1914(a). As of December 1, 2023, the fee for filing a civil-rights action is \$405, which includes the \$350 filing fee and the \$55 administrative fee. See 28 U.S.C. § 1914(b). "Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*." Nev. Loc. R. Prac. LSR 1-1. For an inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court's approved form, that is properly signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is page 4 of the Court's approved form, that is properly signed by both the inmate and a prison or jail official; and (3) a copy of the

1 inmate's prison or jail trust fund account statement for the previous six-month
2 period. See 28 U.S.C. § 1915(a)(1)–(2); Nev. Loc. R. Prac. LSR 1-2. *In forma pauperis*
3 status does not relieve an inmate of his or her obligation to pay the filing fee, it just means
4 that the inmate can pay the fee in installments. See 28 U.S.C. § 1915(b).

5 Because Plaintiff's application to proceed *in forma pauperis* is incomplete, the
6 Court will deny the application without prejudice and grant Plaintiff an extension of time
7 to either pay the filing fee or file a new fully complete application to proceed *in forma*
8 *pauperis* with all three required documents.

9 II. CONCLUSION

10 It is therefore ordered that the application to proceed *in forma pauperis* (ECF No. 1)
11 is denied without prejudice.

12 It is further ordered that Plaintiff has **until June 9, 2025**, to either pay the full \$405
13 filing fee or file a new fully complete application to proceed *in forma pauperis* with all three
14 required documents: (1) a completed application with the inmate's two signatures on page
15 3, (2) a completed financial certificate that is signed both by the inmate and the prison or
16 jail official, and (3) a copy of the inmate's trust fund account statement for the previous
17 six-month period.

18 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if
19 Plaintiff fails to timely comply with this order. A dismissal without prejudice allows Plaintiff
20 to refile the case with the Court, under a new case number, when Plaintiff can file a
21 complete application to proceed *in forma pauperis* or pay the required filing fee.

22 The Clerk of the Court is directed to send Plaintiff Richard Freeman the approved
23 form application to proceed *in forma pauperis* for an inmate and instructions for the same
24 and retain the complaint (ECF No. 1-1) but not file it at this time.

25 DATED: April 9, 2025.

26 
27 UNITED STATES MAGISTRATE JUDGE